

## Message

**From:** Chelsea Bowling [cbowling@selctn.org]  
**Sent:** 5/17/2021 1:02:03 AM  
**To:** Regan, Michael [Regan.Michael@epa.gov]; Dorka, Lilian [Dorka.Lilian@epa.gov]; Title VI Complaints [Title\_VI\_Complaints@epa.gov]  
**CC:** Amanda Garcia [agarcia@selctn.org]; Chandra Taylor [ctaylor@selcnc.org]; Ex. 6 Personal Privacy (PP)  
Ex. 6 Personal Privacy (PP) [gillianelizabethromero@gmail.com]; Greg Young [Greg.young@tn.gov]; 'Jenny.Howard@tn.gov' [Jenny.Howard@tn.gov]; 'Patrick.Parker@tn.gov' [Patrick.Parker@tn.gov]; 'Jennifer.Dodd@tn.gov' [Jennifer.Dodd@tn.gov]; kendra.abkowitz [kendra.abkowitz@tn.gov]  
**Subject:** Title VI Complaint regarding Tennessee Department of Environment and Conservation issuance of Byhalia Pipeline Permit  
**Attachments:** 2021-05-16 MCAP Title VI Complaint to EPA re TDEC Issuance of Byhalia Pipeline Permit.pdf

Dear Administrator Regan and Director Dorka:

Please find attached a complaint under Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, submitted on behalf of Memphis Community Against Pollution, Inc. regarding the Tennessee Department of Environment and Conservation (TDEC) issuance of an Aquatic Resource Alteration Permit and Section 401 Certification for construction of the Byhalia Connection Pipeline.

As set forth in the complaint, the decision to issue a permit approving a high-pressure crude oil pipeline that runs through poor, majority Black communities in southwest Memphis, and above the sole drinking water source for those communities, without any consideration of whether this decision would have discriminatory effects, constitutes a violation of Title VI. TDEC's policy of not considering disproportionate impacts and environmental justice in its permitting decisions, even when deep concerns about those issues are raised in numerous public comments, is a further violation of Title VI. EPA should ensure that TDEC revokes the discriminatory permit for the Byhalia Connection Pipeline, and develops a Title VI-compliant policy for evaluating future permits.

Attachments to this complaint are available at <https://southernenvironment.sharefile.com/d-s3693be33e6b043b79a6eb130a41e929d>. Please let me know if any further information or explanation would be helpful in the investigation of this complaint.

Sincerely,

Chelsea Bowling  
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